

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

IN THE MATTER OF:

SENSITIVE

2004 JUL 14 P 4: 19

Liane Levetan,
Liane Levetan for Congress,
D. E. Williams,

MUR NO.

5480

RESPONDENTS.

2004 JUL 14 P 2: 46

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

COMPLAINT

Pursuant to 11 CFR § 111.4, the undersigned hereby files this Complaint with the Federal Election Commission ("Commission"), alleging as follows:

SUMMARY OF ALLEGATIONS

On information and belief, the undersigned alleges that apparently deliberate omissions in the pre-primary campaign disclosure by Liane Levetan for Congress constitute a clear violation of the Federal Election Campaign Act ("FECA"). More specifically, the Complaint alleges that Respondent Liane Levetan, through her Georgia state Senate campaign committee, arranged for a public opinion consultant to conduct a poll (the "April poll") tailored to directly benefit her congressional campaign, yet failed to account for the expense of that poll in her pre-primary disclosure. As a thing of value to Liane Levetan for Congress, the April poll constituted a contribution that Liane Levetan for Congress had a clear obligation to report to the Commission.

Further, the Complaint alleges that the April poll — valued in the June 30 disclosure statement by Levetan's state Senate campaign committee at \$21,345 — constitutes a contribution worth a sum well in excess of the \$2,000 individual contribution limit. The Complaint also alleges that the April poll by the state Senate campaign committee violates the prohibition

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against transfers of assets from a candidate's nonfederal election campaign account to her principal Federal campaign committee.

Finally, the Complaint alleges that Liane Levetan for Congress violated disclosure requirements by failing to divulge two key pre-primary expenditures: an independently documented purchase of television airtime, and the Democratic primary filing fee.

The named Respondents in the Complaint include: Liane Levetan; Liane Levetan for Congress, her principal Federal campaign committee; and D. E. Williams, the treasurer of Liane Levetan for Congress.

RELEVANT STATUTES & REGULATIONS

FECA defines a contribution to include "any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for Federal office." 2 U.S.C. § 431(8)(i).

FECA requires that the treasurer of a political committee "keep an account of all contributions received by or on behalf of such political committee." 2 U.S.C. § 432(c)(1). According to FECA, the treasurer must also keep a record of the name and address of every person to whom any disbursement is made, the date, amount, and purpose of the disbursements, and a receipt, invoice, or canceled check for each disbursement in excess of \$ 200. 2 U.S.C. § 432(c)(5).

Each treasurer of a principal campaign committee of a candidate for the House of Representatives must file a pre-election report, "which shall be complete as of the 20th day before such election." 2 U.S.C. § 434(a)(2)(A)(i). The report must disclose the identification of each person or political committee making a contribution to the reporting committee during the reporting period, together with the date and amount of any such contribution. 2 U.S.C.

§§ 434(b)(3)(A) and (B). The report must also disclose the name and address of each person to whom an expenditure in an aggregate amount or value in excess of \$200 is made by the reporting committee to meet a committee operating expense, together with the date, amount, and purpose of such operating expense. 2 U.S.C. § 434(b)(5)(A).

No person may “make contributions to any candidate and his authorized political committees with respect to any election for Federal office which, in the aggregate, exceed \$2,000.” 2 U.S.C. § 441a(a)(1)(A). In addition, no Federal candidate may transfer funds or assets from her nonfederal campaign committee to her principal campaign committee for a federal election. 11 CFR § 100.3(d).

FACTUAL ALLEGATIONS

On Information and belief, it is alleged as follows:

Respondents

1. Respondent **Liane Levetan** (“Levetan”) is a candidate in the Democratic primary for the U.S. House of Representatives in the Fourth District of the state of Georgia.
2. Respondent **Liane Levetan for Congress** (“Levetan for Congress”) is the principal Federal campaign committee of respondent Levetan.
3. Respondent **D. E. Williams** (“Williams”) serves as the treasurer of respondent Levetan for Congress.

Activities Giving Rise to Alleged FECA Violations

4. Between April 15 and April 18, 2004, Levetan conducted the April poll.

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5. In the electronic financial disclosure statement that her state Senate campaign committee filed with Georgia secretary of state Cathy Cox for the quarter that ended on June 30, Levetan described the April poll as a “poll for legislative wrap-up.”
 6. The June 30 disclosure by Levetan’s state Senate committee further states that the April poll cost \$21,345, paid to Cooper Secrest & Associates with funds from Levetan’s state Senate campaign account.
 7. In late April 2004, Levetan declared her candidacy for the U.S. House of Representatives, and formed Levetan for Congress as her principal Federal campaign committee.
 8. On July 8, Williams filed the Levetan for Congress pre-primary disclosure statement for the April 1-June 30 quarter.
 9. Because Levetan defined the April poll as a “legislative wrap-up” in her state Senate campaign disclosure, Williams failed to mention the April poll as a congressional campaign expenditure in the Levetan for Congress pre-primary disclosure statement.
 10. After conducting the April poll, Levetan consultant Alan Secrest issued a memorandum that contained a description and analysis of his findings. The first page of the memorandum read, in part, as follows [emphasis added]:

From: Cooper & Secrest Associates

Date: April 21, 2004

Re: Poll Results ... Ga. 4th C.D. Democratic Primary

LIANE LEVETAN UNIQUELY POSITIONED TO CLAIM
MAJETTE OPEN SEAT

On April 15, 17-18, 2004, Cooper Secrest & Associates completed 504 interviews with likely Democratic primary voters throughout Georgia's Fourth Congressional District for Senator Liane Levetan.

11. When asked during a July 11 televised debate why she described the April poll as a legislative wrap-up, Levetan said, according to *The Atlanta Journal-Constitution*:

I did my poll while I was in the state Senate ... It was done as an assessment [of my performance as state senator] ... as well as evaluating the opportunities.

"Debate Tense for 4th Rivals," *The Atlanta Journal-Constitution*, July 12, 2004.

12. A full transcript of the July 11 debate shows that Levetan elaborated at even greater length on her congressional ambitions during her answer [emphasis added]:

I did my poll while I was still a state Senator. ... I wanted an assessment of my performance as a state senator and in addition to that, with so many senators leaving, I thought that this would be a good opportunity to see, after the hue and cry from people, how they would like Liane Levetan to be in this office. So, it was done as a [sic] assessment of my performance in the Senate as well as evaluating the opportunities.

13. The pre-primary disclosure statement of Levetan for Congress fails to list the April poll as a thing of value contributed to Levetan's principal Federal campaign committee.
14. The pre-primary disclosure statement of Levetan for Congress fails to disclose the \$21,345 cost of the April poll conducted on behalf of Levetan for Congress by Levetan's state Senate campaign committee.

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15. Documents in the public files of several television stations in the Atlanta metropolitan statistical area show that as of June 26, Levetan for Congress had purchased a total of \$37,245 of broadcast time in order to air television advertisements.
 16. The pre-primary disclosure statement of Levetan to Congress discloses only one expenditure for broadcast time — a TV/Cable buy in the amount of \$20,157.
 17. The pre-primary disclosure statement of Levetan for Congress makes no disclosure of or account for the remaining \$17,088 of purchased broadcast time reported in the public record.
 18. On or before April 30, all candidates wishing to participate in the Democratic primary election were required by Georgia law to pay a \$4,641 filing fee to the Georgia Democratic Party.
 19. The pre-primary disclosure statement of Levetan to Congress fails to disclose any expenditure of funds to the Georgia Democratic Party for the purpose of qualifying for the Democratic primary election.

LEGAL ANALYSIS

The foregoing facts establish a clear intent on the part of Respondents to use state Senate campaign assets to assist Levetan for Congress, and to hide that misuse of state Senate campaign assets by failing to list them as a contribution in the Levetan for Congress pre-primary disclosure. In particular, the facts establish a pattern of omissions crafted to prevent the Commission from detecting the use of state Senate campaign funds to procure the April poll for Levetan for Congress, in violation of FECA's proscription against direct transfers of assets from non-federal to federal campaign committees, FECA's requirement of timely disclosure of

contributions received, and FECA's \$2,000 cap on individual contributions. The facts also show two material omissions of expenditures from the Levetan for Congress pre-primary disclosure.

The April Poll Qualifies as a Contribution to Levetan for Congress

The facts cited in this Complaint establish that the payment of \$21,345 of state Senate campaign funds for the April poll clearly constitutes the purchase of a "thing of value ... for the purpose of influencing [an] election for Federal office," and subsequently used to benefit Levetan for Congress. FECA explicitly terms such a purchase to be a contribution for purposes of Federal law. See 2 U.S.C. § 431(8)(A)(i).

Failure to Report the April Poll Violates Disclosure Requirements

Although FECA clearly and unambiguously requires that the treasurer of any principal Federal campaign committee file a complete report disclosing the identification of each person or political committee making a contribution, see 2 U.S.C. §§ 434(b)(3)(A) and (b), the facts cited in this Complaint clearly establish that Williams and Levetan for Congress failed to mention the April poll in the Levetan for Congress pre-primary disclosure statement. Given that the April poll constituted a thing of value contributed to Levetan for Congress for the purpose of influencing the Democratic primary — indeed, the April poll memorandum explicitly touted the poll as establishing Levetan as "uniquely positioned to claim" the seat by winning the Democratic primary — the poll constituted a contribution which Williams and Levetan for Congress had a legal duty to disclose. Their failure to disclose the contribution constitutes a glaring violation of FECA. Id.

The Value of the April Poll Contribution Exceeds Contribution Limits

Levetan's state Senate campaign committee, in its June 30 disclosure to Georgia secretary of state Cathy Cox, places the value of the April poll conducted on behalf of Levetan

for Congress at \$21,345. Reading the plain language of FECA, however, reveals that “no person may make contributions to a candidate [or] his authorized political committees with respect to any election for Federal office which, in the aggregate, exceed \$2,000.” 2 U.S.C.

§ 441a(a)(1)(A). The April poll, then, not only constitutes a contribution to Levetan for Congress that the committee and its treasurer failed to report, but also exceeds the maximum Federal contribution limit in value by a factor of more than 10.

The April Poll Circumvents the Prohibition on Transfers from Non-Federal Committees

The notion of a state Senate campaign committee conducting a poll on behalf of a principal Federal campaign committee runs directly contrary to regulatory language forbidding nonfederal committees from transferring assets to Federal campaigns. See 11 CFR §100.3(a).

Yet the facts cited in this Complaint make clear that the April poll constitutes an asset — an asset that the state Senate campaign committee then transferred to Levetan for Congress. Because the Code of Federal Regulations strictly prohibits transfers from a candidate’s nonfederal campaign committee to her principal Federal campaign committee, see id., use of the April poll by Levetan for Congress stands as a direct violation of federal election regulations.

Levetan for Congress and Williams Have Failed to Disclose Major Expenditures

FECA requires, in plain language, that a principal Federal campaign committee record and disclose information about expenditures of \$200 or more in value. See 2 U.S.C. §§ 432(c)(5) and 434(b)(5)(A). As confirmed by the facts cited in this Complaint, however, Williams and Levetan for Congress omitted two have expenditures of major significance from the Levetan for Congress pre-primary disclosure statement: a purchase of \$17,088 of broadcast time on multiple television stations, and a mandatory primary election filing fee. Those omissions constitute a

clear violation of FECA, and are of a piece with the pattern of omissions established by the facts cited in this Complaint.

CONCLUSION

For the reasons set forth herein, the Commission should forthwith make a finding of reason to believe that violations of FECA have occurred, see 11 CFR. § 111.9; and commence an official investigation into the matters disclosed herein pursuant to 11 CFR § 111.10.

Respectfully Submitted,



Catheren M. Woolard
Friends of Cathy Woolard
120 W. Ponce de Leon Ave.
Decatur, Ga. 30030
Tel. 404-377-3191
Fax. 404-377-1308
e-mail: cathy@cathywoolard.com

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DECLARATION UNDER OATH

Under penalty of perjury, Catheren M Woolard hereby declares that to the best of his knowledge, information and belief, the statements contained in the foregoing complaint are true

Sworn to pursuant to 18 U.S.C § 1001

Catheren M Woolard

Catheren M. Woolard

State of Georgia,
County of DeKalb

The foregoing instrument was subscribed and sworn
Before me this 13th day of July, 2004 by

Derek Anderson

Derek Anderson
Notary Public

My Commission expires May 19th 2008



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FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

2004 JUL 14 P 2:46

POLLING ADVISORY

TO: Interested Parties
FROM: Cooper & Secrest Associates
DATE: April 21, 2004
RE: Poll Results...GA 4th C.D. Democratic Primary

LIANE LEVETAN UNIQUELY POSITIONED TO CLAIM MAJETTE OPEN SEAT

On April 15, 17-18, 2004, Cooper & Secrest Associates completed 504 interviews with likely Democratic primary voters throughout Georgia's Fourth Congressional District (\pm 4.4 points error margin) for Senator Liane Levetan. *The results are compelling.*

- In a primary likely to go to a runoff, Liane Levetan--the most popular of the current and rumored candidates among those familiar with each--leads by a significant margin over non-McKinney contenders:

Liane Levetan	28%
Cynthia McKinney	27%
Cathy Woolard	13%
Nadine Thomas	5%
Connie Stokes	2%
Doug Teper	2%
Undecided	21%

Levetan is also 'first among seconds' when voters are asked their 2nd choice preference, signaling *upside potential no other candidate possesses.*

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SECRETARY OF STATE
Cathy Cox

... advancing the e-government revolution

- ▶ HOME ▶ CONTACT ▶ SEARCH
- ▶ ARCHIVES
- ▶ CORPORATIONS
- ▶ ELECTIONS
- ▶ PROFESSIONAL LICENSURE
- ▶ SECURITIES
- ▶ STATE CAPITOL

Candidate Electronic Filing Information
Election Year: June 30, 2004
Sorted by Sequence Number
Sort by: ▶ Contributor ▶ Amount ▶ Date ▶ City ▶ Excel/CSV Format
Note: Contribution & Expenditure tables are available in comma delimited files through the Excel/CSV link above.
Office Sought: STATE SENATOR,
DISTRICT 40

Chairperson and/or Ben Jakes; Dorothy E.
Treasurer: Williams, Treasurer

Reporting Entity: Liane Levetan for Senate

Contact Telephone: (404) 636-3704

Address: 2250 Chrysler Terrace
NE

Campaign Committee? Yes

Atlanta, GA 30345

Registered with Secretary of State? Yes

Summary Information

Contributions	In Kind (estimate)	Cash
Beginning Balance	\$14,746.93	\$387,421.05
Contributions greater than \$101 This Period	\$0.00	\$1,000.00
Contributions less than \$101 This Period	\$0.00	\$100.00
Total Contributions This Period	\$0.00	\$1,100.00
Total Contributions To Date	\$14,746.93	\$388,521.05
Expenditures	Cash	
Beginning Balance	\$299,211.73	
Expenditures greater than \$101 This Period	\$34,604.73	
Expenditures less than \$101 This Period	\$1,102.55	
Total Expenditures This Period	\$35,707.28	
Total Expenditures To Date	\$334,919.01	
Net Balance On Hand	\$53,602.04	

Contributions

Seq#	Orig/ Amend	Name & Address	Contribution Date	Employer / Occupation	Election	Amount	InKind Estimate and Description
1	O	Atlanta Women's Health Group, P.C. , 6255 Barfield Road, Suite 130 Atlanta, GA 30328	04/23/2004	Medical Group	Primary	\$250 00	\$0 00
		Porsche Cars of North					

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11	O	Cooper & Secret, , 228 South Washington St Suite 330 Alexandria, VA 22314	04/15/2004		\$21,345.00	Poll for Legislative Wrap-Up
12	O	Democratic Party of Dekalb County, , 1406 Crescent Walk Decatur, GA	06/28/2004		\$1,000.00	Contribution
13	O	FedEx, , P.O. Box 94515 Palatine, IL 60094	04/16/2004		\$17.84	Overnight Mail Service
14	O	FedEx, , P O Box 94515 Palatine, IL 60094	04/21/2004		\$11.87	Overnight Mail Service
15	O	FedEx, , P O. Box 94515 Palatine, IL 60094	04/23/2004		\$17.84	Overnight Mail Service
16	O	FedEx, , P O Box 94515 Palatine, IL 60094	04/07/2004		\$19.69	Overnight Mail Service
17	O	Georgia's Win List, , P O. Box 5037 Douglasville, GA 30154	04/22/2004		\$250.00	Host Committee Senator Levetan
18	O	Levetan, , Liane 2250 Chrysler Terrace Atlanta, GA 30345	06/28/2004	State Senator	\$343.60	Reimburse For Internet Service
19	O	McLaughlin, , David 18 Surrey Trail Rome, GA 30161	05/24/2005		\$1,100.00	Senate web site
20	O	National Conference for Community and Justice, , 1733 Mount Vernon Road, Suite 202 Dunwoody, GA 30338	04/21/2004		\$300.00	Reservation for Senator Levetan
21	O	Office Depot, , 2915 N Druid Hills Rd Atlanta, GA 30329	04/23/2004		\$28.08	Computer Supplies
22	O	Office Depot, , 2915 N Druid Hills Road Atlanta, GA 30329	04/05/2004		\$247.24	2 Computer Programs, 2 Ink Cartridges
23	O	Office Depot, , 2915 N Druid Hills Road Atlanta, GA 30329	04/22/2004		\$104.96	Computer/Printer Supplies
24	O	Office Depot, , 2915 N Druid Hills Rd Atlanta, GA 30329	04/23/2004		\$71.48	Envelopes & Labels
25	O	Partnership for Community Action Inc., , 3597 Covington Highway Decatur, GA 30032	04/22/2004		\$75.00	Reservation for Senator Levetan
26	O	Postmaster, , Briarcliff Station Atlanta, GA 30345	04/21/2004		\$1,663.65	Stamps
27	O	Ray of Hope Christian Church, 2778 Snapfinger Rd Decatur, GA 30034	04/12/2004		\$100.00	Ad
		RDB Marketing, ,				



SCHEDULE B **ITEMIZED DISBURSEMENTS** **Line #: 17**

Committee: LIANE LEVETAN FOR CONGRESS INC

Disbursement To Address	Election Type	Date of Disbursement
	Extra Description	Amount This Period
	Text	Memo
Airtran 9955 AirTran Boulevard Orlando, Florida 32827		05/28/2004
	Cand. Travel	234.20
ArtLite Office Supply Co. 1851 Piedmont Road NE Atlanta, Georgia 30324		06/24/2004
	Office Exp. (Gen. Camp. Exp.)	98.28
ArtLite Office Supply Co. 1851 Piedmont Road NE Atlanta, Georgia 30324		06/24/2004
	Office Exp. (Gen. Camp. Exp.)	102.55
ArtLite Office Supply Co. 1851 Piedmont Road NE Atlanta, Georgia 30324		06/24/2004
	Office Exp. (Gen. Camp. Exp.)	25.32
AT & T Wireless P.O. Box 8229 Aurora, Illinois 60572		05/11/2004
	Mobile Phone	149.78
AT & T Wireless		06/29/2004

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P.O. Box 8229 Aurora, Illinois 60572	Mobile Phone	164.12
AT & T Wireless P.O. Box 8229 Aurora, Illinois 60572		06/29/2004
	Mobile Phone	114.31
Bellsouth P.O. Box 105262 Atlanta, Georgia 30348		05/03/2004
	Office Phones	700.00
Bellsouth P.O. Box 105262 Atlanta, Georgia 30348		06/25/2004
	Office Phones	597.16
Borochoff Elise 170 Sheridan Point Lane Atlanta, Georgia 30342		06/17/2004
	Payroll	100.00
Borochoff Elise 170 Sheridan Point Lane Atlanta, Georgia 30342		06/21/2004
	Payroll	300.00
Borochoff Elise 170 Sheridan Point Lane Atlanta, Georgia 30342		06/24/2004
	Payroll	100.00
Carol Thibadeau 1549 Clairmont Rd Decatur, Georgia 30033		06/01/2004
	Office Exp. (Gen. Camp. Exp.)	1250.00
Cooper & Secrest Associates 228 South Washington Street Suite Alexandria, Virginia 22314		06/03/2004
	Travel Reimbursement	1830.76
Cooper & Secrest Associates 228 South Washington Street Suite Alexandria, Virginia 22314		06/21/2004
	Benchmark (Polling)	19255.00
Craftsmen Graphics P.O. Box 245 Lithonia, Georgia 30058		05/17/2004
	Printing (Gen. Camp. Exp.)	763.40
Craftsmen Graphics P.O. Box 245 Lithonia, Georgia 30058		06/21/2004
	Printing (Gen. Camp. Exp.)	686.02

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Crier Newspapers 16 Perimeter Park Dr. Suite 101 Atlanta, Georgia 30341		06/03/2004
	Subscriptions	60.00
Crier Newspapers 16 Perimeter Park Dr. Suite 101 Atlanta, Georgia 30341		06/22/2004
	Print Buys	545.00
Crossroads News 2346 Candler Road Decatur, Georgia 30032		05/25/2004
	Subscriptions	45.00
Crossroads News 2346 Candler Road Decatur, Georgia 30032		06/22/2004
	Print Buys	891.00
Dell One Dell Way Round Rock, Texas 78682		05/03/2004
	Equip.-Furn.	2456.08
Dell One Dell Way Round Rock, Texas 78682		05/17/2004
	Equip.-Furn.	194.34
Dell One Dell Way Round Rock, Texas 78682		05/24/2004
	Equip.-Furn.	1386.72
Democratic Party of Georgia 1100 Spring Street Suite 710 Atlanta, Georgia 30309		05/19/2004
	Voter File	1000.00
Roman DeVille DeVille and Holbert 600 Village Trace Suite 200 Marietta, Georgia 30067		06/06/2004
	Event Catering	200.00
Roman DeVille DeVille and Holbert 600 Village Trace Suite 200 Marietta, Georgia 30067		06/06/2004
	Event Catering	200.00
Dixon/Davis Media Group LLC 1233 20th Street NW Suite 610 D.C Washington, DC 20036		06/14/2004
	Consultant Fee (Media)	3330.00
Dorsey Desmond		05/28/2004

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Kuick Art Signs LLC 6701 Peachtree Ind. Blvd. Doraville, Georgia 30360	Printing (Gen. Camp. Exp.)	127.33
Louis Gruver Jr. 506 East 51st St. Savannah, Georgia 31405		05/28/2004
	Payroll	1000.00
Madden-Jones Michael 1073 Oakdale Rd. Atlanta, Georgia 30306		06/03/2004
	Payroll	100.00
Madden-Jones Michael 1073 Oakdale Rd. Atlanta, Georgia 30306		06/10/2004
	Payroll	100.00
Madden-Jones Michael 1073 Oakdale Rd. Atlanta, Georgia 30306		06/17/2004
	Payroll	100.00
Madden-Jones Michael 1073 Oakdale Rd. Atlanta, Georgia 30306		06/24/2004
	Payroll	100.00
Media Strategies 9990 Lee Highway Suite 210 Fairfax, Virginia 22030		06/16/2004
	Production (Media)	20157.00
Media Strategies 9990 Lee Highway Suite 210 Fairfax, Virginia 22030		06/29/2004
	TV-Cable Buy	20157.00
Michael Williams & Associates 3350 Peachtree Road Suite 1140 Atlanta, Georgia 30326		06/14/2004
	Payroll	4000.00
Michael Williams & Associates 3350 Peachtree Road Suite 1140 Atlanta, Georgia 30326		06/14/2004
	Office Supplies	1029.70
NGP Software 5505 Connecticut Ave NW PMB 277 Washington D.C., DC 20015		05/03/2004
	Fundraising Exp (Fundraising)	1000.00
NGP Software 5505 Connecticut Ave NW PMB 277 Washington D.C., DC 20015		05/04/2004
	Fundraising Exp (Fundraising)	3500.00

GPTV Fourth Congressional District Debate
July 11, 2004
Televised on Channel 8

Transcript of Cathy Woolard questioning Liane Levetan

CW: Thank you. My question is for Ms. Levetan. You've conducted at least 2 voter polls during the course of this congressional campaign. It appears that you paid for one of them using funds from your state senate campaign committee, which would be unethical, illegal and a clear violation of Georgia's campaign finance law. I'm disturbed by your apparent violation of the Ethics in Government Act. Can you please tell us why you did this?

LL: I did my poll while I was still a State Senator. We were in session. I wanted an assessment of my performance as a state senator and in addition to that, with so many senators leaving, I thought that this would be a good opportunity to see after the hue and cry from people, how they would like Liane Levetan to be in this office. So, it was done as a assessment of my performance in the Senate as well as evaluating the opportunities.

Moderator: Ms. Woolard, you have thirty seconds to rebut.

CW: Ms. Levetan, that is clearly illegal. It's completely illegal for you to use your state senate finances to conduct a poll about your chances in a congressional race.

LL: Well...

CW: I'm not finished yet. Even more disturbing is that your federal disclosure form fails to list expenses such as your qualifying fee and also TV time that you bought prior to the June 30th disclosure deadline. I think you owe the voters a clear and complete explanation for this disturbing pattern of apparent ethics violations in you campaign disclosures.

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Debate tense for 4th rivals

McKinney defends past; Woolard pushes

By MAE GENTRY

The Atlanta Journal-Constitution

Published on: 07/12/04

Former U.S. Rep. Cynthia McKinney defended her controversial past, and Cathy Woolard went on the offensive against Liane Levetan during a 4th Congressional District television debate Sunday.

Six Democratic candidates in the July 20 primary are seeking the office being vacated by Rep. Denise Majette, who is running for U.S. Senate. In 2002, Majette won the seat after McKinney questioned whether Bush administration officials knew about terrorist threats before Sept. 11 but failed to act.

Democratic candidates for the U.S. House (from left) Liane Levetan, Cynthia McKinney, Connie Stokes, Nadine Thomas, Chris Vaughn and Cathy Woolard debate Sunday in Atlanta.

Asked how she could effectively represent the district, despite alienating many constituents, McKinney said she would "go back as one of the 218 votes needed to pass legislation" in the 435-member House.

In one of the hotter exchanges Sunday, Woolard, former Atlanta City Council president, accused Levetan of "a disturbing pattern of apparent ethics violations," including using state Senate campaign funds to pay for a poll about running for Congress.

"I did my poll while I was in the state Senate," Levetan acknowledged. "It was done as an assessment [of my performance as state senator] . . . as well as evaluating the opportunities."

Woolard fired back, "Ms. Levetan, that is clearly illegal."

The exchange was among the few fireworks during the hour-long debate, sponsored by the Atlanta Press Club and aired live by Georgia Public Broadcasting.

The candidates fielded questions about transportation issues, the war in Iraq, health care and education.

The tension was palpable between state Sens. Nadine Thomas and Connie Stokes after Stokes mentioned that Thomas lives outside the district.

"I have not violated any ethics issue," Thomas said icily.

Thomas and Woolard live outside the 4th District, which lies mostly in DeKalb County.

Members of Congress do not have to reside in the districts they represent.

Chris Vaughn, who has previously run for office as a Republican, was defensive when asked about his switch two years ago to the Democratic Party.

He became so combative during an exchange with Levetan that, when it was time for her rebuttal, she said, "I think we should just leave him alone."

When Thomas challenged Levetan about her support for affordable health care, Levetan seemed uncertain how she voted on one piece of legislation.

"Ms. Levetan, it's obvious that you cannot remember what you do," Thomas said.

Levetan and McKinney are considered front-runners in the race, although Woolard has raised more

money than either, according to recent campaign disclosure reports.

Two years ago, Republicans crossed over to help oust McKinney from the office she had held for 10 years, but they are not expected to do so again this year.

Political observers believe that McKinney, who has run a low-key campaign, will end up in an Aug 10 runoff.

During Sunday's debate, she touted her accomplishments while in office, including co-authoring the National Forest Protection and Restoration Act with a Republican colleague.

In her closing remarks, she read a note from a voter who thought McKinney had been wrong about Bush, but who now supports her.

The winner of the Democratic primary will face Republican Catherine Davis in November.

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STATION INSERTION ORDER
Media. TV

MEDIA STRATEGIES & RESEARCH

8880 Lee Highway Suite 210
Fairfax, VA 22030
703-877-2000

1580 Lincoln St. Suite 510
Denver, CO 80203
303-889-4700

Advertiser: Levatan for Congress
Campaign: 6/25-7/5/04
Market: ATLANTA - FULL TBS
Station: WSB
Contact:
MSR Buyer: Adriane Casalotti
Sweeps: Share May 2004 -> HUT/PUT May 04

FLIGHT DATES

Beginning: 06/25/2004 End: 07/05/2004

*Agency
275*

Days/ Times	DP/ Len	Program Title/ Comm1 Tag	Primary Rate/ Total	Jun 25	Jun 26	Jun 27	Jun 28	Jun 29	Jun 30	Jul 01	Jul 02	Jul 03	Jul 04	Jul 05	Total Spots
MTWTF-- 06:00A-07:00A	EM 30	WSB 6A NEWS	\$1,200.00 \$1,200.00	1			1			1					3
MTWTF-- 07:00A-09:00A	EM 30	GOOD MORN AMER	\$1,000.00 \$1,000.00	1							1				1
--S- 06:00A-07:00A	EM 30	SAT 6A NEWS	\$400.00 \$400.00					1							1
MTWTF-- 05:00P-05:30P	EN 30	WSB 5P NEWS	\$1,800.00 \$1,800.00							1					1
MTWTF-- 05:30P-06:00P	EN 30	WSB 5:30P NEWS	\$1,800.00 \$1,800.00					1							1
MTWTF-- 06:00P-07:00P	EN 30	WSB 6P NEWS	\$2,200.00 \$2,200.00	1					1					1	3
--S- 06:00P-07:00P	EN 30	SUN 6P NEWS	\$1,200.00 \$1,200.00										1		1
\$14,000.00				1			1	2	1	1	1		1	1	10

By: *John Friedman*

This order has been RECEIVED only;
subject to Final Confirmation and
Contract.



STATION INSERTION ORDER
Media, TV

MEDIA STRATEGIES & RESEARCH

Advertiser: Levatan for Congress
Campaign: 6/25-7/5/04
Market: ATLANTA - FULL TBS
Station: WOCL
Contact:
MSR Buyer: Adriane Casalotti
Sweeps: Share May 2004 -> HUT/PUT May 04

FLIGHT DATES
Beginning: 06/25/2004 End: 07/05/2004

9990 Lee Highway Suite 210
Fairfax, VA 22030
703-877-2000

1580 Lincoln St. Suite 510
Denver, CO 80203
303-889-4700

Days/ Times	DP/ Len	Program Title/ Commi Tag	Primary Rate/ Total	Jun 25	Jun 26	Jun 27	Jun 28	Jun 29	Jun 30	Jul 01	Jul 02	Jul 03	Jul 04	Jul 05	Total Spots
MTWTF-- 06:00A-07:00A	EM 30	WGCL 6A NEWS	\$50.00 \$50.00											1	1
MTWTF-- 07:00A-09:00A	EM 30	EARLY SHOW	\$40.00 \$40.00						1						1
MTWTF-- 09:00A-10:00A	DT 30	PEOPLE'S COURT	\$65.00 \$130.00				1			1					2
MTWTF-- 11:00A-12:00P	DT 30	PRICE IS RIGHT	\$110.00 \$550.00				(1)	1	(1)	(1)	1				5
MTWTF-- 12:00P-12:30P	DT 30	WGCL NOON NEWS	\$100.00 \$500.00				(1)	(1)	1	(1)	1				5
MTWTF-- 12:30P-04:00P	DT 30	CBS SOAP RTN	\$175.00 \$875.00				(1)	1	(1)	1	(1)				5
MTWTF-- 04:00P-05:00P	EF 30	ELLEN	\$175.00 \$525.00				1		1		1				3
MTWTF-- 05:00P-06:00P	EN 30	WGCL 5P NEWS	\$150.00 \$1,050.00	1			(1)	(1)	(1)	(1)	(1)			(1)	7
MTWTF-- 06:00P-08:30P	EN 30	WGCL 6P NEWS	\$150.00 \$750.00				(1)	(1)		(1)	(1)			1	5
\$4,470.00				1			7	5	6	6	6			3	34

By _____

25044123197

NO. 391 P. 2/2